Attorney Docket No.: 28069-546

(Formerly: 401930/SkyePharma)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicants** 

Indu PARIKH, et al.

Confirmation No.: 7862

U.S. Serial Ad

Examiner

09/443,863

Customer No.: 35437

Filed

TC/A.U

November 19, 1999

1615

Gollamudi S. Kishore

For

Dispersible Phospholipid Stabilized Microparticles

# Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# **EXPRESS MAIL TRANSMITTAL**

Date of Deposit: August 1, 2005

I hereby certify that the document(s) and fee(s) listed below are being deposited with the United States Patent and Trademark Office as Express Mail bearing Express Mail Label No. EV627306855US under 37 C.F.R. §1.10 in an envelope with prepaid postage on the date indicated above and addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- 1. Supplemental Information Disclosure Statement [1 page], in duplicate;
- 2. Modified Form 1449/PTO (1 page), in duplicate;
- 3. Cited References A1-A4;
- 4. Check No. 2735 in the amount of \$180.00;
- Express Mail Transmittal (1 page), in duplicate; and 5.
- 6. Return Receipt Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (212) 935-3000, New York, New York. The Director is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 28069-546, Customer No. 35437.

Dated: August 1, 2005

Leslie A. Serunian, Reg. No. 35,353 MINTZ LEVIN COHN FERRIS

GLOVSKY and POPEO, P.C.

The Chrysler Center

666 Third Avenue, 24th Floor New York, New York 10017

Telephone: (212) 935-3000 Facsimile: (212) 983-3115

Express Mail Label No.: EV627306855US Date of Deposit: August 1, 2005

08/03/83

Attorney Docket No.: 28069-546

(Formerly: 401930/SkyePharma)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

For:	DISPERSIBLE PHOSPHOLI	PID STABILIZED MICRO	PARTICLES
CUSTOMER NO.:	35437	Confirmation No.	7862
FILING DATE:	November 19, 1999	ART UNIT:	1615
SERIAL NUMBER:	09/443,863	EXAMINER:	Gollamudi S. Kishore
APPLICANT:	Indu PARIKH et al.		

# Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed after the mailing date of a first Office Action on the merits, and, accordingly, a fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims. The Examiner is also respectfully requested to sign and date the enclosed Form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, Applicants make no representation: (1) that a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35

Applicant: Indu Parikh et al. U.S. Serial No.: 09/443,863

Filing Date: November 19, 1999

Express Mail Label No.: EV627306855US

U.S.C. §102.

The order of presentation of the references should not be construed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 28069-546, Customer No. 35437.

Respectfully submitted,

MINTZ LEVIN COHN FERRIS GLOVSKY & POPEO, P.C.

Attorney Docket No.: 28069-546

(Formerly: 401930/SkyePharma)

Date: August 1 2005

Leslie A. Serunian, Reg. No. 35,353 MINTZ, LEVIN, COHN, FERRIS

GLOVSKY & POPEO, P.C.

The Chrysler Center

666 Third Avenue, 24th Floor New York, New York 10017

Tel: (212) 935-3000 Fax: (212) 983-3115

Direct Tel: (212) 692-6742

Express Mail Label No.: EV627306855US

_	Bate of Deposit: August 1, 2005	00033
ο,	/ Please type plus sign (+) in this box +	. ]
AUG	0 1 2005 g	_

PTO/SB (12-97)
OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

orm 1449/PTO

# **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

(use as many sheets as necessary)

Application Number	09/443,863	
Filing Date	November 19, 1999	
First Named Inventor	Indu PARIKH	
Group Art Unit	1615	
Examiner Name	Gollamudi S. Kishore	
Attorney Docket Number	28069-546	

U.S. PATENT DOCUMENTS							
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date
	A1	6,277,405 B1	08/21/01	Stamm et al.	424	462	05/18/00
	A2	6,375,986 B1	04/23/02	Ryde et al.	424	489	09/21/00
	А3	6,589,552 B2	07/08/03	Stamm et al.	424	457	04/22/02
	A4	6,652,881 B2	11/25/03	Stamm et al.	424	462	11/06/02
					_		ļ
							<u> </u>

FOREIGN PATENT DOCUMENTS							
Exam Cite No.	Foreign Patent Document Office Number		Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No		
		,					

	OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS				
Exam Initials	Cite No. Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.				

a copy of this reference is not provided as i	it was previously cited by or submitted to the office in a prior application, Serial No.
, filed	, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation
continuation-in-part, and divisional application	ons).

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.